

ENGROSSED SENATE
BILL NO. 520

By: Crutchfield of the Senate
and
Hilliard of the House

[crimes - assault and battery on school employees -
providing felony punishment]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 70 O.S. 1991, Section 6-113, as amended by Section 1, Chapter 241, O.S.L. 1995, and as renumbered by Section 3, Chapter 241, O.S.L. 1995 (21 O.S. Supp. 1999, Section 650.7), is amended to read as follows:

Section 650.7 A. As used in this section ~~+~~,

~~1.~~ "~~School~~ school employee" shall mean any duly appointed person employed by or employees of a firm contracting with a school system for any purpose, including any personnel not directly related to the teaching process and school board members during school board meetings.

B. Any person who, without justifiable or excusable cause ~~and with intent to do bodily harm~~, commits any assault, ~~battery, or assault and battery~~ upon the person of a school employee while such employee is in the performance of any duties as a school employee or upon any student while such student is participating in any school activity or attending classes on school property during school hours shall, upon conviction, be guilty of a misdemeanor. The convicted person shall be punished by a term of imprisonment in the county jail for a period not exceeding six (6) months, or by a fine not exceeding One Thousand Dollars (\$1,000.00), or by both such fine and imprisonment.

C. Any person who, without justifiable or excusable cause, and with intent to do bodily harm, commits any battery, assault and battery, or aggravated assault and battery upon the person of a school employee while such employee is in the performance of any duties as a school employee or upon any student while such student is participating in any school activity or attending classes on school property during school hours shall, upon conviction, be guilty of a ~~misdemeanor~~ felony. The convicted person shall be punished by a term of imprisonment in the ~~county jail~~ State Penitentiary for a period not exceeding ~~one (1) year~~ two (2) years, or by a fine not exceeding Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

D. Every school shall post a notice in a prominent place having the following or similar language: "FIGHTING, HITTING OR BEATING A TEACHER OR STUDENT IS A FELONY".

Passed the Senate the 29th day of February, 2000.

President of the Senate

Passed the House of Representatives the ____ day of _____,
2000.

Speaker of the House of Representatives